

**SUMMONS - CIVIL**

JD-CV-1 Rev. 4-16

C.G.S. §§ 51-346, 51-347, 51-349, 51-350, 52-45a, 52-48, 52-259, P.B. §§ 3-1 through 3-21, 8-1, 10-13

State of Connecticut  
Post Date: 04/18/2019  
Payfile: 17075021481  
**STATE OF CONNECTICUT  
SUPERIOR COURT**  
www.jud.ct.gov**See other side for instructions**

- ☐ "X" if amount, legal interest or property in demand, not including interest and costs is less than \$2,500.
- ☐ "X" if amount, legal interest or property in demand, not including interest and costs is \$2,500 or more.
- ☒ "X" if claiming other relief in addition to or in lieu of money or damages.

Docket: CV1950214815

Receipt Nbr: 0374544

Amount: \$360.00

List Total: 001 \$360.00

TO: Any proper officer; BY AUTHORITY OF THE STATE OF CONNECTICUT, you are hereby commanded to make due and legal service of this Summons and attached Complaint.

Address of court clerk where writ and other papers shall be filed (Number, street, town and zip code)  
(C.G.S. §§ 51-346, 51-350)**123 Hoyt Street**Telephone number of clerk  
(with area code)**(203) 965-5308**

Return Date (Must be a Tuesday)

April **16**, **2019**  
Month Day Year☒ Judicial District☐ G.A.  
Number:

At (Town in which writ is returnable) (C.G.S. §§ 51-346, 51-349)

**Stamford**

Case type code (See list on page 2)

Major: **M 50** Minor:**For the Plaintiff(s) please enter the appearance of:**

Name and address of attorney, law firm or plaintiff if self-represented (Number, street, town and zip code)

**Farhan Memon, 15 Pequot Dr. Norwalk CT 06855**

Juris number (to be entered by attorney only)

Telephone number (with area code)

**(203) 517-6526**

Signature of Plaintiff (If self-represented)

The attorney or law firm appearing for the plaintiff, or the plaintiff if self-represented, agrees to accept papers (service) electronically in this case under Section 10-13 of the Connecticut Practice Book.

☒ Yes ☐ No

Email address for delivery of papers under Section 10-13 (if agreed to)

**farhan.memon@gmail.com**Number of Plaintiffs: **1**Number of Defendants: **5**☐ Form JD-CV-2 attached for additional parties

Parties	Name (Last, First, Middle Initial) and Address of Each party (Number, Street, P.O. Box, Town, State, Zip, Country, if not USA)	
First Plaintiff	Name: <b>Farhan Memon</b> Address: <b>15 Pequot Drive, Norwalk, CT 06850</b>	P-01
Additional Plaintiff	Name: Address:	P-02
First Defendant	Name: <b>Al Madany Islamic Center of Norwalk, Inc.</b> Address: <b>1 Union Park, Norwalk, CT 06855</b>	D-01
Additional Defendant	Name: <b>Aamir Kadri (individually and in his capacity as Corporate Secretary and Director of Al Madany)</b> Address: <b>1117 Black Rock Turnpike, Fairfield, CT 06825</b>	D-02
Additional Defendant	Name: <b>Khurshheed Khan (individually and in his capacity as Vice President and Director of Al Madany)</b> Address: <b>8 Cottage Street, Norwalk, CT</b>	D-03
Additional Defendant	Name: Address:	D-04

**Notice to Each Defendant**

- 1. YOU ARE BEING SUED.** This paper is a Summons in a lawsuit. The complaint attached to these papers states the claims that each plaintiff is making against you in this lawsuit.
- To be notified of further proceedings, you or your attorney must file a form called an "Appearance" with the clerk of the above-named Court at the above Court address on or before the second day after the above Return Date. The Return Date is not a hearing date. You do not have to come to court on the Return Date unless you receive a separate notice telling you to come to court.
- If you or your attorney do not file a written "Appearance" form on time, a judgment may be entered against you by default. The "Appearance" form may be obtained at the Court address above or at [www.jud.ct.gov](http://www.jud.ct.gov) under "Court Forms."
- If you believe that you have insurance that may cover the claim that is being made against you in this lawsuit, you should immediately contact your insurance representative. Other action you may have to take is described in the Connecticut Practice Book which may be found in a superior court law library or on-line at [www.jud.ct.gov](http://www.jud.ct.gov) under "Court Rules."
- If you have questions about the Summons and Complaint, you should talk to an attorney quickly. **The Clerk of Court is not allowed to give advice on legal questions.**

Signed (Sign and "X" proper box)

☐ Commissioner of the  
Superior Court  
☒ Assistant Clerk

Name of Person Signing at Left

**D. Jean**

Date signed

**3/18/19**

If this Summons is signed by a Clerk:

- The signing has been done so that the Plaintiff(s) will not be denied access to the courts.
- It is the responsibility of the Plaintiff(s) to see that service is made in the manner provided by law.
- The Clerk is not permitted to give any legal advice in connection with any lawsuit.
- The Clerk signing this Summons at the request of the Plaintiff(s) is not responsible in any way for any errors or omissions in the Summons, any allegations contained in the Complaint, or the service of the Summons or Complaint.

For Court Use Only

File Date

**APR-9****P 5:00****JUDICIAL DISTRICT****CLERK OF COURT**

I certify I have read and understand the above:

Signed (Self-Represented Plaintiff)

**Farhan Memon**

Date

**3/18/2019**

Docket Number

**FCV195021481**

Print Form

(Page 1 of 2)

Print Form

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RETURN DATE 4/16/19

SUPERIOR COURT

FARHAN MEMON,

Plaintiff,

vs.

J.D OF STAMFORD/NORWALK

AT STAMFORD

AAMIR S. KADRI, INDIVIDUALLY AND IN  
HIS OFFICIAL CAPACITY AS DIRECTOR &  
CORPORATE SECRETARY OF AL  
MADANY ISLAMIC CENTER OF  
NORWALK INC., KHURSHEED KHAN  
INDIVIDUALLY & IN HIS CAPACITY AS  
DIRECTOR OF AL MADANY ISLAMIC  
CENTER OF NORWALK, INC. & AL  
MADANY ISLAMIC CENTER OF  
NORWALK, INC.

MARCH 15, 2019

Defendants

#### INTRODUCTION

This action seeks a court order under Conn. Gen. Stat. § Sec. 33-1063 (a) (2) (A) or § Sec. 33-1063 (a) (2) (B) instructing the Defendants to hold a Special Members Meeting of a non-stock corporation for the purpose of removing a Director. Alternatively the Court can declare that a special member's meeting was validly held and that the will of the membership to remove the Director should be respected and enforced.

#### THE PARTIES

1. Plaintiff Farhan Memon, (hereinafter "the Plaintiff") is an individual residing at 15 Pequot Drive, Norwalk, Connecticut. The Plaintiff is a member in good standing of Al Madany Islamic Center of Noralk, Inc. and was a Class A Director of the corporation for more than 10 years and served as its former Corporate Secretary.

- 1 2. Defendant Al Madany Islamic Center of Norwalk Inc. (hereinafter "Al Madany") is a  
2 mosque organized as a non-stock corporation incorporated under the laws of the State of  
3 Connecticut with a business address of 1 Union Park, Norwalk, Connecticut. A Board of  
4 Directors consisting of nine directors manages Al Madany. The Board is divided into two  
5 classes of members – four Class A members elected for terms of 2 years and five Class B  
6 members who are self-perpetuating for 2 renewable terms of 3 years. Class A and B  
7 Directors have the same voting rights.  
8  
9 3. Defendant Aamir S. Kadri (hereinafter "Defendant Kadri") is an individual residing at  
10 1117 Black Rock Turnpike, Fairfield, Connecticut. Defendant Kadri is a Class B Director  
11 of Al Madany and was elected as its Corporate Secretary.  
12  
13 4. Defendant Khursheed Khan (hereinafter "Defendant Khan") is an individual residing at 8  
14 Cottage St, Norwalk, Connecticut. Defendant Khan is a Class B Director of Al Madany  
15 and was elected as its Vice President.  
16

#### 17 BACKGROUND

- 18 5. On January 6, 2018 the board of Al Madany resigned en mass. The serving Class B  
19 directors entered into a voting pact where each of them would select their own successor.  
20 In this fashion rather than searching out qualified and well respected individuals who  
21 were actually members of the corporation or volunteering with it, several Class B  
22 Directors selected their sons or other first degree relatives as new Class B members in  
23 violation of Al Madany's bylaws.  
24  
25 6. Mr. Kadri was chosen by his father Hussain Kadri to be a Class B member in violation  
26  
27  
28

- 1 of Al Madany's bylaws<sup>1</sup> with the objective of perpetuating the Kadri family's influence  
2 on Al Madany board despite the fact that the younger Kadri had neither been a member  
3 of the corporation at any time nor had he contributed financially to its maintenance.  
4  
5 7. At the same January 6, 2018 meeting Khursheed Khan was chosen by his father Abdul  
6 Ghaffar Khan in violation of Al Madany's bylaws to be a Class B member with the  
7 objective of perpetuating the Khan family's influence on the Al Madany board despite  
8 the fact that the younger Khan had neither been a member of the corporation at any time  
9 nor had he contributed financially to its maintenance.  
10  
11 8. Upon information and belief Mr. Khursheed Khan is still not a member of the corporation,  
12 and has not contributed financially to it.  
13  
14 9. On April 21, 2019 Al Madany held elections for a new slate of Class A Directors. Niloy  
15 Shah, Mushter Moin, Vikar Vahora and Khalid Belhabib were the four Directors elected.  
16  
17 10. Mr. Shah and Mr. Vahora allied themselves with Mr. Kadri, Mr. Khan and Mr. Kemal  
18 Cekunjanin forming a majority coalition on the board (hereinafter "the majority  
19 directors").  
20  
21 11. On June 11, 2019 the Board met to select corporate officers. Ballots were e-mailed to  
22 Defendant Kadri and the results were announced at the Board meeting of July 5, 2019.  
23 Mr. Shah was elected as President of Al Madany. Mr. Khan was elected Vice President  
24 and Mr. Vahora was elected Treasurer. Mr. Kadri continued as Secretary.  
25  
26 12. Later in the evening of July 5, 2019, the Plaintiff discovered through a search of the  
27 court's records that Mr. Shah had been convicted of several misdemeanor offences  
28

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<sup>1</sup> Al Madany's bylaws are hereto attached as Exhibit H

1 related to reckless driving, driving while his license was suspended, and non appearance.

2 Mr. Shah had also been convicted of Felony Larceny in the 3<sup>rd</sup> Degree for which he was  
3 sentenced to 1 year in prison (suspended) and two years probation. A record of Mr.  
4 Shah's convictions is produced as EXHIBIT A.  
5

6 13. In accordance with Al Madany's bylaws each candidate for a Class A Directorship is  
7 required to submit a candidate's statement. At the time of his election Mr. Shah did not  
8 disclose that he had been convicted of multiple misdemeanors and a felony. Mr. Shah's  
9 candidate statement is attached as EXHIBIT B  
10

11 14. The Plaintiff communicated his discovery to Mr Moin and the Plaintiff also obtained  
12 from the Stamford Police Department the police report related to Mr. Shah's felony arrest  
13 and conviction. A true and correct copy of the arrest record is produced as EXHIBIT C.  
14

15 15. Mr. Moin sent an email to Mr. Shah and the other Directors about Mr. Shah's criminal  
16 record. Mr. Moin's email is produced as EXHIBIT D.  
17

18 16. Mr Shah responded to Mr. Moin saying: "You did a great job reading the cover." This  
19 response is produced as EXHIBIT E.  
20

21 17. Additionally Mr. Shah stated that he would provide an explanation related to the felony  
22 conviction from his criminal defense counsel. The Directors did receive an email which  
23 claimed that Mr. Shah had been a victim of hacking of his Paypal account. His lawyer  
24 wrote: "Mr. Shah IMMEDIATELY made restitution to the aggrieved party; was unable  
25 to retrieve ANY of the funds that were taken from him;" However this explanation is not  
26 in accordance with the information contained in the Police report wherein the Police  
27 investigators report that Mr. Shah was repeatedly asked to provide restitution and did not.  
28 Attorney Janosov's email is produced as EXHIBIT F.

1 18. Three Directors, Mr. Moin, Ms. Azra Asaddudin, and Mr. Irfan Vahora then asked  
2 Defendant Kadri to call for a special meeting of the directors as provided under the  
3 bylaws to discuss Mr. Niloy's convictions. They heard no response from him.  
4

5 19. In the absence of a response Ms. Asaddudin, who had previously served as Al Madany's  
6 Assistant Secretary sent out a Notice for a special meeting of the Directors scheduled on  
7 July 10, 11, and 12. The meetings were adjourned for lack of quorum because Al  
8 Madany's bylaws provide that 5 directors are required for a quorum at meetings of  
9 directors.  
10

11 20. The Defendant, Mr. Shah, Mr. Khan, Mr. Vahora, and Mr. Cecunjanin refused to attend  
12 any of the special meetings. They contended that the Notice for the meetings was invalid  
13 because Ms. Asaddudin ceased to be the Assistant Secretary when the previous board  
14 resigned.  
15

16 21. Al Madany's bylaws provide that if Directors miss three consecutive meetings that they  
17 are deemed to have automatically resigned. The minority directors reasoned that since the  
18 majority had not attended three consecutive special director meetings that had been  
19 scheduled that they had automatically resigned. With this in mind, a filing was made with  
20 the Secretary of State to remove the majority Directors from their positions.  
21

22 22. The majority Directors objected and filed a complaint to have their positions restored. In  
23 his ruling on their motion for injunctive Judge Genuario of the Superior Court agreed  
24 with their contention that Ms. Asaddudin did not have the authority to Notice a special  
25 meeting of the directors. He restored the removed Directors and officers to their previous  
26 positions. Shah v Asaddudin, 2018 WL 6982674)  
27

28 23. In his ruling however Judge Genuario added: "Nothing in this order shall be construed to

1 prevent the Board of Directors and/or membership from acting consistently with the  
2 bylaws to address the issue of defendant Shah' (sic) criminal conviction and ramifications  
3 thereof with regard to his continuing service as a member of the Board of Directors and  
4 officer of Al Madany." Id, 5.

6 24. Owing to Mr. Shah's felony conviction Al Madany's insurance carrier has made a  
7 "mandatory recommendation that Niloy Shah not serve on the board or as an officer." It  
8 has excluded him from Al Madany's Employee theft coverage policy. A true and correct  
9 copy of this email is attached as EXHIBIT G

#### 11 REMOVAL OF NILOY SHAH AS DIRECTOR & PRESIDENT

12 25. Al Madany's bylaws specify "Special meetings of the members, for any purpose or  
13 purposes, unless otherwise prescribed by statute or by the Certificate of Incorporation,  
14 may be called by submitting a request in writing to the Secretary of the Board signed by  
15 1/3 of members have been in good standing at least one (1) year prior to the request." Al  
16 Madany Bylaws Art. II Sec 4(2). (Hereinafter "Bylaws") attached hereto as EXHIBIT H.

17  
18 26. On July 14, 2018 Plaintiff submitted to Ms. Asaddudin, whom he thought was the duly  
19 authorized Assistant Secretary of Al Madany, a petition asking for a special members  
20 meeting for the removal of Niloy Shah as Director and President of Al Madany. A true  
21 and correct copy of this petition is produced as EXHIBIT I.

22  
23 27. Upon information and belief more than 30 other members of Al Madany also petitioned  
24 Ms. Asaddudin to hold a Special Members meeting for the removal of Niloy Shah as  
25 Director and President of Al Madany, and Ms. Assadudin noticed such a meeting to be  
26 held on July 26, 2018. However, on July 25, 2018 Ms. Asaddudin canceled the Special  
27 Members meeting because she declared the issue moot given Mr. Shah's effective  
28

1 resignation at the time.

2 28. After the aforementioned Directors were restored to their positions, Plaintiff's request for  
3 a Special Members meeting was re-submitted to Mr. Kadri on January 28, 2019.

4 29. Upon information and belief the minority Directors also sent Mr. Kadri copies of all the  
5 other requests for a special members meeting that had been given to them numbering 32  
6 in total. In the email the Directors advised Mr. Kadri that any requesting member could  
7 call the meeting after 15 days under Conn. Gen. Stat. §33-1062<sup>2</sup> A true and correct copy  
8 of this email is produced as EXHIBIT J.

9 30. On February 17, 2019 the Plaintiff sent Mr. Kadri an email inquiring about the status of  
10 the Notice that was due as a result of the petition. A true and correct copy of this email is  
11 produced as EXHIBIT K.

12 31. Mr. Kadri did not respond to Plaintiff's email. Instead on February 18, 2019, Plaintiff  
13 received a reply from Mr. Shah with a vague response that the board was planning to  
14 have a special meeting in "the near future" and that details "will follow in due time." A  
15 true and correct copy of Mr. Shah's email is produced as EXHIBIT L

16 32. In response to Mr. Shah's email Plaintiff advised him that Mr. Kadri had a statutory

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23 <sup>2</sup> Sec. 33-1062. Special meeting. (a) A corporation that has members entitled to  
24 vote shall hold a special meeting of members entitled to vote at the meeting: (1) On call of its  
25 board of directors or the person or persons authorized to do so by the certificate of incorporation  
26 or the bylaws; or (2) if the members holding at least five per cent, or such other number or  
27 proportion as shall be provided in the bylaws, of all the votes entitled to be cast on any issue  
28 proposed to be considered at the proposed special meeting sign, date and deliver to the  
corporation one or more written demands for the meeting describing the purpose or purposes for  
which it is to be held. **If a call for such a special meeting is not issued within fifteen days  
after receipt of such members' request, such members may call the meeting.** (emphasis  
added)



1 obligation to respond to the request by a specific date. Plaintiff also advised Mr. Shah  
2 that it was unethical and improper for him to be involved in the organization and discussion  
3 of a Special Meeting of which he was the subject. A true and correct copy of this email is  
4 produced as EXHIBIT M.  
5  
6 33. On February 24, 2019 Plaintiff caused a Notice to be sent to the Members of Al Madany  
7 schedule a special members meeting for March 9, 2019 at 5 p.m. The contents of the  
8 Notice is produced as EXHIBIT N.  
9  
10 34. Plaintiff also sent Mr. Kadri an email on February 24, 2019, stating that a Notice had  
11 been sent to the members because Mr. Kadri had refused to call the meeting. A true and  
12 correct copy of this email is produced as EXHIBIT O.  
13  
14 35. Mr. Kadri finally responded on February 25, 2019 saying in part "the board is already in  
15 the process of setting up a special meeting per the request of community members. We  
16 are still in the process of reviewing the relevance of each petition. Once we set a date,  
17 you as a member will be notified, just like the rest of the community. Also our bylaws  
18 supersede any State statute." A true and correct copy of this email is produced as  
19 EXHIBIT P.  
20  
21 36. On March 4, 2019, Mr Shah made a posting on Al Madany's Facebook page purporting  
22 to speak on behalf of the board "Some of you may have received a Notice for a Special  
23 Meeting of the Members to be held on Saturday, March 9th, 2019 at 5pm. We would like  
24 to reiterate that this is not a valid meeting. It has not been approved or called by the  
25 Board as per our bylaws and will hold no validity." A true and correct copy of this  
26 Facebook post is produced as EXHIBIT Q.  
27  
28 37. On March 8, 2019 Mr. Khursheed Khan sent Plaintiff an email claiming that there had

1 been unauthorized use of Al Madany's Google Group because the Notice for the special

2 Members meeting had been also been distributed by the Plaintiff through it. He further  
3 warned the Plaintiff against trespass, "...as you know, anyone who seeks to use the  
4 facilities of Al Madany must receive permission from the board of Al Madany. You have  
5 not sought permission to hold your invalid 3/9 meeting at Al Madany." A true and correct  
6 copy of this email post is produced as EXHIBIT R.  
7

8 38. A Special Meeting of Al Madany was convened without incident on March 9, 2019. It  
9 was attended by 30 members in person and represented by proxy. Twenty-eight members  
10 were eligible to vote or which 27 members voted for the resolution removing Mr. Shah as  
11 a Director and Officer and 1 member voted against.  
12

13 39. The majority Directors, Mr Shah, Mr. Khan, Mr Vikar Vahora, Mr. Cecunjanin, and Mr.  
14 Kadri did not attend the meeting. Al Madany's bylaws require a quorum of six Directors  
15 to attend any meeting.<sup>3</sup> Thus the meeting was adjourned for lack of quorum to March 16,  
16 2019 at 5 pm.  
17

18 40. Plaintiff sent to Mr. Kadri an email on March 10, 2019, reporting on the results of the  
19 meeting. A true and correct copy of this email is produced as EXHIBIT S.  
20

21 41. Mr. Kadri has not responded to Plaintiff however he did circulate an email to board  
22 members in response to Plaintiff's email stating: "The meeting that was held yesterday  
23  
24

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25 <sup>3</sup> Quorum. Except as otherwise provided by the Certificate of Incorporation, six  
26 board members, present in person or represented by proxy, shall be requisite for and shall  
27 constitute a quorum at all meetings for the transaction of business. If six board members are not  
28 present in person or represented by proxy then any board member shall have power to adjourn  
the meeting from time to time, without notice other than announcement at the meeting, until a  
quorum shall be present or represented. Bylaws Art 2 Section 6.

(3/9) lacked quorum and was invalid, so it has no effect. " A true and correct copy of this email is produced at Exhibit T

Count 1 (Declaratory Relief)

42. Paragraphs 1 to 40 are re-alleged and incorporated.

43. By requiring the presence of 6 Directors at any meeting of the members Al Madany is violating public policy that allows members of a voting class to remove Directors elected by that class.

Count 2 (Declaratory Relief)

43. Paragraphs 1 to 42 are re-alleged and incorporated.

44. That the special members meeting held on March 9, 2009 was a valid meeting and the result to remove Niloy Shah as a Director and President should be ratified by the Court.

Count 3 (Relief Under CGS Chap. 602 Sec. 33-1063 (a) (2) (A))

45. Paragraphs 1 to 47 are re-alleged and incorporated.

46. Notice of the special meeting was not given within thirty days after the date the demand was delivered to the corporation's secretary;

Count 4 (Relief Under CGS Chap. 602 Sec. 33-1063 (a) (2) (B))

47. Paragraphs 1 to 46 are re-alleged and incorporated.

48. The special meeting was not held in accordance with the notice.

Count 5 (Relief under CGS Chap. 602 Sec. 33-1038)

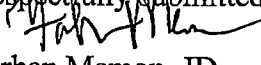
49. Paragraphs 1 to 48 are re-alleged and incorporated.

50. Al Madany's bylaws state: "Close Relative. A candidate for the Board of Directors cannot be a husband, wife, brother, sister, son, daughter, grandparent or grandchild of a serving board member whose term has not expired." Al Madany Bylaws Art III Section 5.

1. WHEREFORE Plaintiff prays for an order of the Court:

- 2 a) Declaring Al Madany's bylaw requiring 6 board members to be present at any meeting
- 3 void.
- 4
- 5 b) Declaring the members meeting held on March 9, 2019 to be validly held and ordering
- 6 the enforcement of the vote obtained at that meeting.
- 7
- 8 c) Alternatively fixing the time and place of a special members meeting,
- 9
- 10 d) Determining the members entitled to vote at the meeting,
- 11
- 12 e) Specifying a record date for determining members entitled to notice of and to vote at the
- 13 meeting
- 14
- 15 f) Prescribe the form and content of the meeting notice,
- 16
- 17 g) Fixing the quorum required for specific matters to be considered at the meeting, or direct
- 18 that the votes represented at the meeting constitute a quorum for action on those matters,
- 19
- 20 h) Enter other orders necessary to accomplish the purpose or purposes of the special
- 21 members meeting meeting.
- 22
- 23 i) Setting aside the appointments of Aamir Kadri and Khursheed Khan as Class B Directors
- 24 of Al Madany.
- 25
- 26 j) Such equitable relief as the court deems fit;
- 27
- 28 k) Cost of suit;
- l) Attorneys fees;

24 Respectfully submitted

25   
26 Farhan Memon, JD  
27 Appearing Pro Se  
28 15 Pequot Drive  
Norwalk, CT  
203-517-6526  
farhan.memon@gmail.com

Y. John. Campbell

Y. John. Campbell

## EXHIBIT A



# State of Connecticut Judicial Branch



Tuesday,  
March 12, 2019  
Docket Search  
by Court Location

## Criminal/Motor Vehicle Conviction Case Detail

**Information is accurate as of March 09, 2019 05:07 AM**

Tuesday,  
March 12, 2019  
Docket Search  
by Defendant

### Defendant Information

Last, First: SHAH NILOY R  
Birth Year: 1990

Represented By: 428746 PAPCSY J ROCHE

Pending Cases  
Search by Defendant

### Docket Information

Docket No: S01S-CR13-0181641-S Original Arresting Agency: LOCAL POLICE STAMFORD  
Court: Stamford GA 1  
Costs: \$20.00 Paid Original Arrest Date: 10/27/2013  
Sentenced Date: 4/3/2014

Pending Cases  
Search by Docket Number

Convictions Search  
by Defendant

### Overall Sentence Information

Committed to Department of Corrections (Execution Suspended) Probation Ordered

Convictions Search  
by Docket Number

Attorney/Firm Case List

Statute	Description	Class	Type	Occ	Offense Date	Plea	Verdict	Finding	Verdict Date	Fine	Fee(s)
53a-124	Larceny 3rd Deg	D	Felony	1	6/1/2013	Guilty	Guilty		4/3/2014	\$0.00	\$0.00
Sentenced: 1 Year Jail, Execution Suspended, Probation 2 Years											

Attorney/Firm Look-up  
Numbers

GA Court Phone  
Numbers

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JD Court Phone  
Numbers

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# State of Connecticut Judicial Branch



Tuesday,  
March 12, 2019  
Docket Search  
by Court Location

## Criminal/Motor Vehicle Conviction Case Detail

**Information is accurate as of March 09, 2019 05:07 AM**

Tuesday,  
March 12, 2019  
Docket Search  
by Defendant

### Defendant Information

Last, First: SHAH NILOY  
Birth Year: 1990

Represented By:

Pending Cases  
Search by Defendant

### Docket Information

<b>Docket No:</b>	S20N-MV10-0456401-S	<b>Original Arresting Agency:</b>	LOCAL POLICE NORWALK
<b>Court:</b>	Norwalk GA 20	<b>Original Arrest Date:</b>	6/4/2010
<b>Costs:</b>		<b>Sentenced Date:</b>	6/15/2010

Pending Cases  
Search by Docket Number

Convictions Search  
by Defendant

Convictions Search  
by Docket Number

Attorney/Firm Case List

Statute	Description	ClassType	Occ	Offense	Date	Plea	Verdict	Finding	Verdict	Date	Fine	Fee(s)
14-215a	all Opn Mv Under 14-140 Suspnsn		1		6/4/2010	Guilty	Guilty			6/15/2010	\$150.00	\$0.00

Attorney/Firm Look-up  
Numbers

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GA Court Phone  
Numbers

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JD Court Phone  
Numbers

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# State of Connecticut Judicial Branch



Tuesday,  
March 12, 2019  
Docket Search  
by Court Location

## Criminal/Motor Vehicle Conviction Case Detail

**Information is accurate as of March 09, 2019 05:07 AM**

Tuesday,  
March 12, 2019  
Docket Search  
by Defendant

### Defendant Information

Last, First: SHAH NILOY R  
Birth Year: 1990

Represented By:

Pending Cases  
Search by Defendant

### Docket Information

Docket No: S20N-MV12-0461117-S Original Arresting Agency: LOCAL POLICE NEW CANAAN  
Court: Norwalk GA 20  
Costs: Original Arrest Date: 2/13/2012  
Sentenced Date: 8/17/2012

Pending Cases  
Search by Docket Number

Convictions Search  
by Defendant

Convictions Search  
by Docket Number

Attorney/Firm Case List

Statute	Description	Class	Type	Occ	Offense	Date	Plea	Verdict	Finding	Verdict	Date	Fine	Fee(s)
14-215a	all Opn Mv Under 14-140 Suspnsn	1			2/13/2012		Guilty	Guilty		8/7/2012		\$200.00	\$0.00

Attorney/Firm Look-up  
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# State of Connecticut Judicial Branch



Tuesday,  
March 12, 2019  
Docket Search  
by Court Location

## Criminal/Motor Vehicle Conviction Case Detail

**Information is accurate as of March 09, 2019 05:07 AM**

Tuesday,  
March 12, 2019  
Docket Search  
by Defendant

### Defendant Information

Last, First: SHAH NILOY R  
Birth Year: 1990

Represented By: 428746 PAPCSY J ROCHE

Pending Cases  
Search by Defendant

### Docket Information

<b>Docket No:</b>	S20N-MV13-0463580-S	<b>Original Arresting Agency:</b>	LOCAL POLICE NORWALK
<b>Court:</b>	Norwalk GA 20		
<b>Costs:</b>	\$15.00 Paid	<b>Original Arrest Date:</b>	1/31/2013
		<b>Sentenced Date:</b>	2/7/2014

Pending Cases  
Search by Docket Number

Convictions Search  
by Defendant

Convictions Search  
by Docket Number

Attorney/Firm Case List

Statute	Description	ClassType	Occ	Offense Date	Plea	Verdict Finding	Verdict Date	Fine	Fee(s)
14-215(a)	ILL Opn Mv Under Suspension		1	1/31/2013	Guilty	Guilty	2/7/2014	\$150.00	\$0.00
53a-173*	Failure To Appear 2nd Deg		1	6/18/2013	Guilty	Guilty	2/7/2014	\$150.00	\$0.00

Attorney/Firm Look-up  
Numbers

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# State of Connecticut Judicial Branch



Tuesday,  
March 12, 2019  
Docket Search  
by Court Location

## Criminal/Motor Vehicle Conviction Case Detail

**Information is accurate as of March 09, 2019 05:07 AM**

Tuesday,  
March 12, 2019  
Docket Search  
by Defendant

### Defendant Information

Last, First: SHAH NILOY R

Represented By: 420516 THE M L F LLC

Birth Year: 1990

Pending Cases  
Search by Defendant

### Docket Information

Docket No: S01S-MV12-0018281-S

Original Arresting Agency:

CSP TROOP G

Court: Stamford GA 1

Costs: \$15.00 Paid

Original Arrest Date:

11/11/2012

Sentenced Date:

10/15/2013

Pending Cases  
Search by Docket Number

Convictions Search  
by Defendant

Convictions Search  
by Docket Number

Attorney/Firm Case List

Statute	Description	Class Type	Occ	Offense Date	Plea	Verdict	Finding	Verdict Date	Fine	Fee(s)
14-222	Reckless Driving	1		11/11/2012	Guilty	Guilty		10/15/2013	\$200.00	\$145.00

Attorney/Firm Look-up  
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## EXHIBIT B

Name	Niloy R. Shah
Street Address	24 Ferris Ave, Unit 7
City, State, ZIP Code	Norwalk, CT 06854
Phone:	203.604.3223
Email Address	niloy.shah88@gmail.com

\* Nominations are for the Director positions serving for a two year term. There are four available director positions. Please submit your nomination form to.

**Personal Statement:**

Please provide a personal statement for not more than 1000 words including your personal biography, reasons you want to serve on the board of directors, and describing your involvement in the Fairfield County Muslim Community.

I have grew up and have been part of the Norwalk muslim community since I was 5 years old. As a young kid I might have not realized the struggles the community went through but as an adult looking back on what was happening I realize all the hardship that was put into being where we are today. The previous board did a great job bring us here today but no one ever has all the ideas to move forward as with age there starts to be generational gaps. Myself being in my late 20s, I can personally state that relating to the views of someone 2-3 generations older then myself will not help us progress as we would be stuck in time periods that have already passed. I want to be the bridge between the youth in their early 30s, 20s and teens in our community. I know from people in my age group that I have spoken to that they want someone they can relate to and not be afraid to speak to. My goal is to be an example for the younger generation and have them willingly be engaged in the mosque. As we all know today social media is creating distance between the youth and reality. They are sometimes miss misinformed via the internet, social media, or even their parents on many different topics including religion and how to implement on our sunnats into western living. I would love for them to have a place in the mosque where they can educated on this information in the proper manner. I also want the younger brothers and sisters that can't become members because our membership fees are out of their budget to have a membership fee structured to what they can provide. This way once they know they actually have a voice for what they are giving their money for they will become more involved with the mosque. The youth of my generation need to be given something, a reason to matter and how I see the mosque it hasn't provided that at all. I hope you, the election committee, take my nomination for myself into consideration as I believe we need change and younger perspectives to move forward.

## EXHIBIT C

BCI ~ Property Crimes  
Supplementary ReportStamford Police Department  
INCIDENT REPORT ~ NARRATIVE

Time Reported 1200	Type of Incident Bad Check	UCR Code 90A		INCIDENT#	13	08	05	0269
Date Submitted 10/01/13	Location	Building Number	Street Name	Investigating Officer PO H. Bozentko	Year	Mo	Day	Incident
				Employee # 14796	Apt. No./Location			

Re: Bad Check Complaint -

Reporting Person -

Suspect - Niloy Shah, M/W, DOB 11/17/90, 24 Ferris Ave. Unit 7 Norwalk Ct. 203-221-5200, 917-828-1806

October 1, 2013

I have made numerous telephone calls to Niloy Shah and he has repeatedly stated that he is going to pay After FX Customs the \$7,240.00 dollars that he owes. He stated that a family member overseas died and he spent the money to travel overseas to the funeral. He has been given numerous extensions to pay this money back over the past few months. Niloy Shah has not paid back the funds as of this date. On today's date I mailed out the 8 day demand letter. If After FX Customs is not paid in full by October 8<sup>th</sup> 2013 I will submit an arrest warrant to the court for three counts of issuing a bad check. Investigation pending.

Investigating Officer's Signature <i>H. Bozentko</i>	14796	Request copy be sent to:	FOLLOW-UP ACTIONS BY: <input type="checkbox"/> Investigator <input type="checkbox"/> Uniform <input type="checkbox"/> Juvenile Officer <input type="checkbox"/> None	Page    of
Reviewed by Supervisor <i>[Signature]</i> 9573	Shift Commander:			

CHECK IF  
☐ SUPPLEMENTARY REPORT  
☐ FINGERPRINTS

STAMFORD POLICE DEPARTMENT  
 INCIDENT REPORT NARRATIVE SUPPLEMENT

INCIDENT#	13 0805 0269		
YEAR	MO	DAY	
13	08	05	
INVESTIGATING OFFICER		EMPLOYEE NUMBER	
Daly/Lynch		9783	
APR NO. LOCATION			

TIME REPORTED 0905	TYPE OF INCIDENT WARRANT ARREST	INCIDENT CODE 90A
DATE REPORT SUBMITTED 10/27/2013	LOCATION OF INCIDENT 24 Ferris Ave unit 7 Norwalk CT 06854	STREET NAME

Day: Sunday Date: 10/27/2013 Time (approx.): 0905 Weather: clear/cool Beat: SVU Car: 312

RE: WARRANT ARREST

Arrested: Shah, Niloy  
 Address: 24 Ferris Avenue unit 7 Norwalk, CT  
 Charge(s): Issuing a bad check 53a-128 (3 counts) Larceny 3rd 53a-124

Court Date: 11/08/2013 Bond: \$ \$10,000.00 Set By: Sgt. DeCarlo

On the above date and time, the above named person was arrested on a warrant at the location noted above.

- ☒ The warrant was confirmed via dispatch / communications.
- ☒ The subject was placed under arrest and taken into custody by the undersigned.
- ☒ At police headquarters, the subject was turned over the central booking officers for processing.

Comments:

On the above date and time the undersigned along with P/O Lynch and Sgt. DeCarlo responded to 24 Ferris Avenue unit 7 Norwalk CT. Officers met with two officers from the Norwalk Police Department in attempt to arrest the above suspect. Officers from Norwalk PD stated that Shah also had an outstanding Prawn Warrant from their town for Motor Vehicle charges. Officers located Shah and placed him in handcuffs without incident. Shah was transported to Police H.Q. and processed. Sgt. Decarlo placed a \$10,000.00 bond on Shah. End of report # 9783

INVESTIGATING OFFICER'S SIGNATURE <i>[Signature]</i>	EMPLOYEE NUMBER 9783	REQUEST COPY BE SENT TO:	FOLLOWUP ACTIONS BY <input type="checkbox"/> INVESTIGATOR <input type="checkbox"/> JUVENILE OFFICER	<input type="checkbox"/> UNIFORM <input type="checkbox"/> NONE	PAGE <u>1</u> OF <u>1</u>
REVIEWED BY SUPERVISOR <i>[Signature]</i>	SHIFT COMMANDER <i>[Signature]</i>				

STAMFORD POLICE DEPARTMENT  
BUREAU OF CRIMINAL INVESTIGATION  
FRAUD UNIT  
805 BEDFORD STREET  
STAMFORD, CT: 06901-1194  
203-977-4407

Date: October 1<sup>st</sup> 2013

TO: Niloy Shah  
24 Ferris Ave. Unit 7  
Norwalk Ct 06854

On or about May 28<sup>th</sup> and June 1<sup>st</sup> 2013, checks drawn on your account were issued to After-FX Customs, in the City of Stamford. Your check(s) has been returned unpaid due to a closed account. The total amount of the check(s) is \$7,240.00 dollars:

This check(s) have been turned over to The Stamford Police Department with a request that we obtain a warrant for your arrest. To prevent us from taking such action, you must:

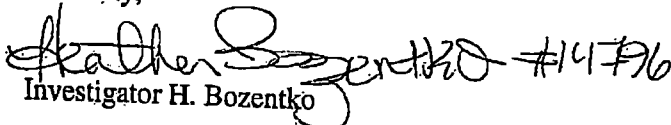
- a. Make full restitution to the person/company to whom you gave the check(s).  
**DO NOT MAKE RESTITUTION TO THE STAMFORD POLICE DEPARTMENT.**
- b. Once Restitution is made, have the person/company to whom you have made restitution make contact with The Stamford Police Department advising us of it.

**IF THE ABOVE REQUIREMENTS ARE NOT MET WITHIN EIGHT (8) DAYS OF THE DATE OF THIS LETTER, A WARRANT, WILL BE ISSUED FOR YOUR ARREST.**

Upon receipt of this letter, please contact Investigator Heather Bozentko, of The Bureau of Criminal Investigation, Crimes Against Property at (203) 977-4407 regarding this letter. The incident number assigned to your case is 13-08-05-0269.

**IN ORDER TO ASSURE PROPER DISPOSITION OF THIS MATTER PLEASE BE SURE TO MAKE CONTACT WITH INVESTIGATOR H. BOZENTKO. FAILURE TO DO SO COULD RESULT IN FURTHER CONTACT AND INCONVENIENCE.**

Sincerely,

  
Investigator H. Bozentko



72-111-1  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

DATE 11-11-01 BY SP-10  
EX-101

DATE 11-11-01 BY SP-10  
EX-101

## EXHIBIT D



Farhan Memon &lt;farhan.memon@gmail.com&gt;

**Fwd: PRIVATE & CONFIDENTIAL FOR BOARD VIEW ONLY: Board Officer Selection Process and Niloy Shah Felony Conviction**

Mushter Moin &lt;mushter@gmail.com&gt;

Fri, Jul 6, 2018 at 10:56 AM

To: Farhan Memon &lt;farhan.memon@gmail.com&gt;

----- Forwarded message -----

From: Mushter Moin &lt;mushter@gmail.com&gt;

Date: Fri, Jul 6, 2018 at 10:55 AM

Subject: PRIVATE &amp; CONFIDENTIAL FOR BOARD VIEW ONLY: Board Officer Selection Process and Niloy Shah Felony Conviction

To: Almadany Board &lt;almadanyboard@googlegroups.com&gt;

Dear Board Members:

Asslaam Alaikum!

I have been dismayed by the way the Board officer selection process was conducted without due notice and deliberation. This has evidently become a pattern that keeps repeating. I know this is a concern that is also shared by Azra, Khalid, and Irfan. In fact, Irfan did not realize as of the end of last night's meeting that new officers have been selected.

Bad process, lack of governance and transparency has consequences. As we did not take the time for folks who wanted to run for office to speak to their background and experience, speaks volumes that nepotism and favoritism is the order of the day and not competency. Truthfulness and character matters and it cannot be shoved aside for parochial interests.

It has come to my attention that Niloy Shah is a convicted felon (see attachment) and that this material fact was concealed by him (and perhaps other board members) from the Al Madany community and the rest of the board. I am calling for his immediate resignation as a board member and as presumptive President of this organization.

Court records show that Niloy was convicted in 2014 of 3rd degree larceny and sentenced to 1 year in jail and 2 years of probation. I am assuming that as with most first time offenders he was shown some leniency and the sentence was suspended. For those of you unfamiliar with the term, larceny means stealing. I do not know what he was stealing but will get the police records or Niloy can tell us. The fact that the sentence was suspended does not lessen the fact that a crime of moral turpitude occurred. In light of this I question his fitness to be on this board.

Additionally Niloy also has a profile on Facebook (attached) in which he falsely states that he attended Columbia University and that he lives in New Canaan. Through this profile he has friended several women. This is called "catfishing" — the phenomenon of internet predators that fabricate online identities and entire social circles to trick people into emotional/romantic relationships.

Being on the board of a nonprofit, especially a mosque, is a position of high trust. Our community has an expectation that each of us conducts our affairs with honesty both in our public positions and in our private lives. We also have an obligation to be honest with each other — to share information that is material and to engage in a process of deliberation in good faith. None of these principles were upheld by Niloy.

The President of our organization should also set a good moral example for the rest of the community and especially young people. Creating false identities and credentials brings Al Madany into disrepute.

We all make mistakes in life, some minor and some serious, however there are consequences for our actions. Even as we want criminals to rehabilitate themselves, that does not follow that it is suitable for them to be on the board of a nonprofit. It would be one thing if Niloy were middle-aged and these events occurred in his youth. However he was convicted of this crime just four years ago.

Niloy had an obligation to disclose in his personal statement during the election about his problems. It was dishonest of him to omit this material fact. Our membership donates thousands of dollars and they should have known when they were

electing him of his conviction for stealing. Furthermore it is inconceivable that someone with Niloy's problems should now be the President of this organization.

The fact that we are in this circumstance further underscores the need for proper process and deliberation that I have outlined in previous emails. If Niloy does not resign I am calling for a special meeting of the board on Saturday to remove him for cause.

Felonies are not minor crimes. There are many jobs in Connecticut that one cannot hold if one is convicted of a felony like garbageman, athletic trainer, dietician or plumber. Surely I think that we can all agree that being a board member or the President of the only mosque in Norwalk and representing the community publicly is as important, if not more, as any of the aforementioned roles. Lastly, this may even be something we will need to share with our insurance company to cover us for any liability.

I will forward meeting request separately.

Sincerely,  
Mushter Moin

---

**Mushter Munib Moin**

Google Voice Line: (203) 539-1247

LinkedIn Profile: <http://www.linkedin.com/in/mushter>

---

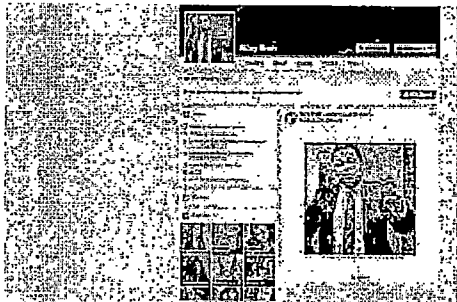
**Mushter Munib Moin**

Google Voice Line: (203) 539-1247

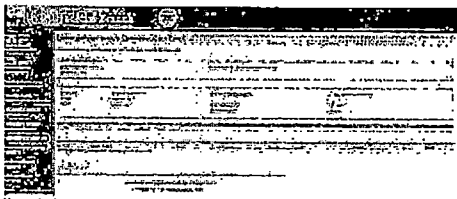
LinkedIn Profile: <http://www.linkedin.com/in/mushter>

---

**2 attachments**



**Screen Shot 2018-07-05 at 11.41.17 PM.png**  
271K



**Screen Shot 2018-07-05 at 9.51.53 PM.png**  
190K

## EXHIBIT E

**From:** Niloy Shah <[niloy.shah88@gmail.com](mailto:niloy.shah88@gmail.com)>

**Date:** July 6, 2018 at 11:11:05 AM EDT

**To:** [almanyboard@googlegroups.com](mailto:almanyboard@googlegroups.com)

**Subject:** Re: [Al Madany Board] PRIVATE & CONFIDENTIAL FOR BOARD VIEW

**ONLY: Board Officer Selection Process and Niloy Shah Felony Conviction**

**Reply-To:** [almanyboard@googlegroups.com](mailto:almanyboard@googlegroups.com)

First of all just want to clarify that is not my Facebook page.

Secondly you will hear from my lawyer in a written statement of clarification of what actually occurred in that lawsuit.

You did a great job reading the cover.

Best regards,

Niloy R. Shah

date: July 6, 2018 at 11:00

date: July 6, 2018 at 11:00

date

## EXHIBIT F

**From:** Devin Janosov <devin@myinjuryfirm.com>

**Date:** July 6, 2018 at 12:47:37 PM EDT

**To:** "mushter@gmail.com" <mushter@gmail.com>,

"almadanyboard@googlegroups.com" <almadanyboard@googlegroups.com>,

Niloy Shah <niloy.shah88@gmail.com>

**Subject:** Niloy Shah

To Whom It May Concern:

I am the attorney who represented Niloy Shah in his 2014 case where he was charged with "Larceny." The facts of the case did not involve "stealing," as your misinformed colleague presupposes; it was an issue where Mr. Shah's PayPal account was hacked and drained; and a payment he had made bounced. Mr. Shah IMMEDIATELY made restitution to the aggrieved party; was unable to retrieve ANY of the funds that were taken from him; and was given a suspended sentence and probation (which is completed, and will soon be erased from his record completely as I understand it); however, there was no issue of theft; except in that Mr. Shah was the victim; and ended up having a payment bounce; which in Connecticut, as well as many other States, is considered "Larceny."

In law school we were made aware of a Supreme Court case where a man's wife emptied their bank accounts just before filing for divorce. Because the man had paid their mortgage, home owner's insurance, and car payment by check; and the checks didn't hit until AFTER the wife had emptied the account; he was charged with 3 felony larcenies; and because it is effectively a "strict liability crime" he was found guilty on all three (3) charges (despite his now ex-wife having emptied the accounts without his knowledge); and he was sentenced to life in prison (FL is a 3-strike state, 3 felonies, and you get life; he got life from the three bounced checks he had no control over); again, because it is effectively a strict liability crime, the Supreme Court of the United States UPHELD his life sentence. Now I ask you, honestly, does that seem fair?)

The same situation existed here, Niloy made immediate restitution after learning his account had been hacked and drained, but the fact was the payment had bounced, and there is no "mitigating circumstances" that the court will take into consideration. This situation could have happened to anyone; and I ask that you all consider how easily it could have been you who found yourself in this particular situation. I am an officer of the court, and have never been arrested AND IT ALMOST HAPPENED TO ME a few months ago when my identity was stolen during the Equifax hack. Luckily for me my bank caught it when someone called in to empty my account and made it passed the FIRST TWO levels of security (mom's maiden name, first pets name, etc.) and labeled it "impersonation" and shut my account down. It was a pain; but it saved me from bouncing a bunch of checks. And I am an Attorney.

So, as I said, I would be leery about jumping to conclusions regarding this, as it could EASILY happen to almost anyone in today's digital age, when our personal information is floating through the air, ripe for the picking. And considering this one individual also misidentified Niloy's Face Book page completely and made totally unfounded allegations against him there; I would take a long, hard look at his true motivations for even bringing

any of this up; as I can vouch that Niloy was the actual victim in his case; still paid the money back, despite having it stolen from him; accepted the (totally unfair in my opinion) penalty, paid me promptly and was nothing but a respectable gentleman throughout the process, despite the unfair outcome. Instead he accepted the consequences the law set forth, and is now in the process of having same erased from his record, as he has earned such an erasure.

Any further questions, do not hesitate to contact me.

Best,

Devin W. Janosov, Esq.

Litigation Director

Papcsy Janosov Roche Trial Lawyers



## EXHIBIT G

**From:** Gilbert, Morgan

**Sent:** Thursday, August 30, 2018 4:19 PM

**To:** Dan O'Connor <oconnord@SHOFFDARBY.COM>

**Subject:** RE: Al Madany Islamic Center of Norwalk, Inc - pol # PAC5021822-02

Hi Dan,

Thank you for your patience and for reaching out to us and making us aware of the situation. The insured does have Employee Theft coverage under the Signature Broadening Endorsement that covers both Officers and Board Members. Due to this coverage being in place, we are making a mandatory recommendation that Niloy Shah not serve on the Board or as an officer.

We will also be adding form CR 2501 that will exclude Niloy Shah from the policy.

Please let me know if you have any questions.

Thanks,

**Morgan Gilbert**, Underwriter | 312.385.4180 direct | [megilbert@gaig.com](mailto:megilbert@gaig.com)

August 30, 2018 4:19 PM

August 30, 2018 4:19 PM

## EXHIBIT H

BY-LAWS  
OF  
AL MADANY ISLAMIC CENTER OF NORWALK

ARTICLE I  
OFFICES

Section 1.

Office. The office of the corporation will be located in at 27 Fallow Street Norwalk, CT 06858

Section 2.

Additional Offices. The corporation may also have offices and places of business at such other places as the Board of Directors may from time to time determine or the business of the corporation may require.

ARTICLE II  
ANNUAL MEETING OF MEMBERS

Section 1

Place of Meetings. The annual meeting of the members for the election of directors and all special meetings of members for that or for any other purpose may be held in such place within Fairfield County, Connecticut as shall be stated in the notice of the meeting, or in a duly executed waiver of notice thereof.

Section 2.

Date of Annual Meetings. The annual meeting of members shall be held on the second Sunday of each year, at which they shall receive from the President and/or the Board of Directors a report on the state of affairs of Al Madanv and transact such other business as may properly be brought before the meeting.

Section 3.

Notice of Annual Meeting. Written notice of the annual meeting consisting of the place, date and hour of the meeting shall be given personally or by mail to each member not less than 2 weeks nor more than 30 days prior to the meeting.

Section 4.

(1) Special Meetings. Special meetings of the members, for any purpose or purposes, unless otherwise prescribed by statute or by the Certificate of Incorporation, may be called by the President or the Board of Directors, and shall be called by the President or the Secretary at the request in writing of a majority of the Board of Directors. Such requests shall state the purpose or purposes of the proposed meeting.

(2) Special meetings of the members, for any purpose or purposes, unless otherwise prescribed by statute or by the Certificate of Incorporation, may be called by submitting a request in writing to the Secretary of the Board signed by 1/3 of members have been in good standing at least one (1) year prior to the request.

Section 5.

Notice of Special Meeting. Written notices of a special meeting of members, should state the place, date and hour of the meeting, the purpose or purposes for which the meeting is called and at whose direction it is being issued, shall be given personally or by mail to each member entitled to vote thereat, not less than 1 week nor more than 14 days prior to the meeting.

Section 6.

Quorum. Except as otherwise provided by the Certificate of Incorporation, six board members, present in person or represented by proxy, shall be requisite for and shall constitute a quorum at all meetings for the transaction of business. If six board members are not present in person or represented by proxy then any board member shall have power to adjourn the meeting from time to time, without notice other than announcement at the meeting, until a quorum shall be present or represented.

Section 7.

Presiding Officer, Order of Business. Meetings of the members shall be presided over by the President, or if he is not present, by the Vice-President, or if neither the President nor the Vice-President is present, then the Secretary or the Treasurer may conduct the meeting.

The order of business shall be as follows:

- i. Call to order of meeting
- ii. Proof or notif notice of meeting
- iii. Reading of minutes of last previous annual meeting
- iv. Reports of officers
- v. Reports of committees
- vi. Election of directors
- vii. Amendments to bylaws
- viii. Miscellaneous business

Section 8.

Membership; Voting. Any Muslim over the age of 18, having his or her permanent residence in Fairfield County, and current in his or her monthly dues as designated by the Board, shall be a member in good standing of this corporation. Voting shall be restricted to members who have been members in good standing for at least one (1) year.

Belief that ~~Muslim~~ is any person who professes a belief that there is no deity except Allah, and Muhammed (Peace be Upon Him) is the final Messenger of Allah

A member may resign at any time for any reason. A member can be terminated upon good cause shown by the Board upon a two-thirds (2/3) majority of the Board.

Any member who has not paid his or her dues for six (6) consecutive months and/or is in arrears for more than six (6) months will be deemed to have resigned his or her membership.

#### Section 9.

Proxies. Every proxy must be executed in writing by the member or by his or her attorney-in-fact. No proxy shall be valid after the expiration of eleven (11) months from the date of its execution unless it shall have specified therein its duration. Every proxy shall be revocable at the pleasure of the person executing it or of his or her personal representatives or assigns, except in those cases where an irrevocable proxy is permitted by law.

### ARTICLE III DIRECTORS

#### Section 1. Number; Tenure; Removal.

Four (4) Directors shall be designated Class A directors and Five (5) directors will be designated Class B directors.

The number of directors which shall constitute the entire board shall be fixed at nine (9) and may be altered by resolution adopted by a majority vote of both a quorum of the Board of Directors and a majority of Class B directors.

Class A Directors will be elected for a two (2) year term at the Annual Membership Meeting in accordance with the procedures established by a Committee of the Board. Class B Directors will be chosen by a majority vote of the Class B Directors and shall serve three (3) year terms. No Class A Director may serve for more than three consecutive terms as a Class A Director. No Class B Director may serve for more than two consecutive terms as a Class B Director. Any Director may serve in the same class after a one year break. Any director may serve in a different class before or after his original term expires, however in no circumstances can service exceed a total of six (6) consecutive years.

If a Director is prohibited from serving as a Director because of the above term limits he or she may ask at the Annual General Meeting for a waiver. Such waiver requires the consent of a majority of Members present voting in favor, not including abstentions. The waiver shall not exceed a period of one year and cannot be renewed.

Closely related individuals as defined by Article III Section 5 may not serve simultaneously on the Board of Directors. If such an event occurs the affected Directors of that class will resolve amongst themselves which one will resign. If a resolution cannot be reached by the next board meeting the remaining Directors will decide by simple majority which individual will continue to

serve Al-Madany.

Any director may resign at any time or may be removed for any lawful reason by majority vote of the entire board for good cause shown. The Board of Directors may, by majority vote of all directors then in office, remove a director for good cause shown.

The failure of any Director to attend three consecutive Board of Directors meetings or four Board of Director meetings in total in one calendar year without good cause shown and prior notice to the Secretary shall result in a defacto resignation and loss of status as a member of the Board of Directors. If a meeting has been adjourned for lack of quorum the reconvened meeting constitutes a new meeting for the purposes of this paragraph.

#### Section 2.

Vacancies, If any vacancies occur in the Board of Directors by reason of the death, resignation, retirement, disqualification or removal from office of any director, or if any new directorships are created, the directors of each class, may, by majority vote, choose a successor or successors, or fill the newly created directorship, and the directors so chosen shall hold office until the Annual Membership Meeting, if a Class A director, or the end of the term of the director being replaced if a Class B member. If there are no Directors remaining in a particular class then the other members of the Board of Directors may select individuals to fill the vacancies.

#### Section 3.

Election; An election committee consisting of at least two (2) people shall be appointed by the Board of Directors at least 30 days before the Annual Meeting. Members of the Board of Directors will not be members of the election committee.

#### Section 4.

Candidate Eligibility; Voter Eligibility; Any Muslim over the age of 18, having his or her permanent residence in Fairfield is eligible to become a nominee to the Board of Directors as long as he is a citizen and/or permanent resident of the United States of America.

The President of Al Madany will furnish the election judges a list of members who are in good standing and eligible for voting.

#### Section 5.

Announcement; The election committee will announce or at each Jummah prayer prior to the Annual Meeting that: a) there will be an election for the Board of Directors at the Annual Membership meeting and b) the open positions for which candidates are being sought. The election committee will also make an announcement through all reasonably available means about the election including, but not limited to, the Al-Madany Google group and the Al-Madany Facebook page.

Close relative. A candidate for the Board of Directors cannot be a husband, wife, brother, sister, son, daughter, grandparent or grandchild of a serving board member whose term has not expired.

#### Section 6

Personal Statement; Form of Nomination. Each candidate wishing to nominate himself or herself shall make available to a member of the election committee a personal statement of not more than 1,000 words including his or her personal biography, why they want to serve on the Board of Directors, and their involvement in the Fairfield County Muslim community. The election committee may at its discretion create a standardized form to be used by each nominee containing this information. The election committee will circulate these completed statements to all eligible voting members no later than one week before the Annual Membership Meeting using the Al Madany Google group list. Copies of the statement should also be available at the Annual Membership Meeting.

A candidate for the Board of Directors may be nominated by another person. In this instance the election committee will contact the nominated individual, determine their eligibility to be a Board of Director member and confirm that he or she would like to become a nominee. If an affirmative answer is given then the candidate will submit a personal statement as instructed above.

Each person standing for election to the Board of Directors will receive a copy of these bylaws. Each person will sign a statement that they have received same and that they are eligible or be a member of the Board of Directors if they are elected.

#### Section 7

During the Annual Meeting of Members, nominations from the floor will not be accepted. Other than the official personal statement for each nominee distributed pursuant to

#### Section 8,

No campaign or solicitation materials or other similar information for a candidate will be permitted in the location in which the Annual Meeting is held.

#### Section 9

Election Judge. The election committee will designate one of their members to be the Senior Election Judge. The Senior Election Judge will be responsible for conducting the election and maybe assisted by members of the election committee. The Senior Election Judge and the election committee will keep confidential all information concerning the election and the ballots, with the exception of the publicly announced results of the election.

#### Section 10.

Ballots. A motion for a vote by acclamation may be made at the Membership Meeting when voting for one or more nominees for the Board of Directors but such motion may only be made if the number of nominees does not exceed the number of seats available on the Board of Directors. I

The Election Judge will cause to be distributed to each qualified voting member a ballot with the list the name of the nominees in alphabetical order by last name and a space to signify that that nominee is being selected. Each voting member shall vote for the number of nominees for Board of Directors he or she so chooses. A voter may vote for a number of nominees less than the number of



A voter cannot vote for nominees that exceed the number of seats available. The voter cannot write in a vote for a person who has not been nominated.

#### Section 11.

Counting; Announcement; The election judges will review each ballot cast to determine if it meets the requirements set out above. The election judges will reject and declare void any ballot cast that does not meet such requirements. Ballots reviewed by the election judges and found to comply with the requirements of these Election Procedures shall be counted.

No nominee will be permitted to be present in the room or rooms in which ballots are being counted during the time ballots are being counted. A nominee will be entitled to have an observer or representative present at the counting of the ballots. That representative may not interfere with the counting of the ballots.

The candidates, equal to the number of seats available, receiving the highest vote counts will be elected to the Board of Directors.

#### Section 12

In the event that there is a tie between the candidates such that the number of votes received between one of more candidates would mean that selecting all of them would exceed the number of Board of Director seats available, the candidates who received the highest vote count will be elected to the Board of Directors, and a run-off election will take place at the same meeting using the same procedures above among the remaining candidates to fill the remaining Board of Director positions.

Section 13 Announcement; The results of the Board of Director elections will be certified by the Election Judge and announced at the Annual Membership Meeting. It will also be circulated on the Al Madany Google group and posted at the premises at 127 Fallow Street.

### ARTICLE IV MEETINGS OF THE BOARD

#### Section 1.

Place. The Board of Directors of the corporation may hold meetings, both regular and special, either within Fairfield County, Connecticut

#### Section 2.

Regular Meetings. Regular meetings of the Board of Directors shall be held on the first Saturday of each month or at such time and at such place as shall from time to time be determined by the board. Any one or more members of the Board of Directors or any committee there may participate in a meeting of such board or committee by means of a conference telephone or similar means of communications equipment allowing all persons participating to hear each other at the same time. Participation by such method shall constitute presence in person at the meeting. All Board meetings are open to all members of the corporation unless the Board decides by majority vote to meet *in camera*.

Section 3.

Special Meetings. Special meetings of the board may be called by the Chairman of the Board, if any, or by the President or Vice President on two days' notice by mail or on one day's notice personally by telephone or by e-mail to each director; special meetings shall be called by the Chairman, President, Vice President or Secretary in like manner and on like notice on the written request of two directors.

Section 4.

Quorum. At all meetings of the board a majority of the entire Board of Directors shall constitute a quorum for the transaction of business, and the act of a majority of the directors present at any meeting at which there is a quorum shall be the act of the Board of Directors, except as may be otherwise specifically provided by statute or by the Certificate of Incorporation. If a quorum shall not be present at any meeting of the Board of Directors either in person or by telephone conference call, the directors present thereat may adjourn the meeting from time to time, without notice other than announcement at the meeting, until a quorum shall be present.

Section 5, Action. Any action required or permitted to be taken by the Board or any committee thereof may be taken without a meeting if all of the members of the Board or committee consent in writing to the adoption of a resolution authorizing such action. The resolution and written consents thereto by the members of the Board or committee shall be filed with the minutes of the proceeds of the Board or committee.

The real property of this corporation cannot be sold, leased, mortgaged, encumbered or disposed of in anyway without the consent and approval of the Majority of Class B Directors.

Section 6.

Compensation. Each director shall be entitled to reimbursement for all traveling expenses incurred by him or her in attending any such meeting if traveling more than 20 miles. Nothing herein contained shall be construed to preclude any director from serving the corporation in any other capacity and receiving compensation therefore.

ARTICLE V.  
COMMITTEES OF DIRECTORS

Section 1.

Creation. The Board of Directors may, by resolution or resolutions adopted by a majority of the entire Board, designate one or more committees. Each committee to consist of one or more of the directors or members, which, to the extent provided in said resolution or resolutions and within the limitations prescribed by statute, shall have and may exercise the powers of the Board of Directors in the management of the business and affairs of the corporation, and may have power to authorize the seal of the corporation to be affixed to all papers which may require it. The Board shall appoint a chairperson of each committee. In the event a chairperson is not appointed by the board, the

committee may select its own chairperson by majority vote of its members. The chairperson or any member of a committee may be removed by majority vote of the entire board.

## ARTICLE VI NOTICES

### Section 1.

Form: Delivery. Notices to directors and members shall be in writing and may be delivered personally or by mail. Notice by mail shall be deemed to be given at the time when the same shall be deposited in the post office or a letter box, in a postpaid sealed wrapper, and shall be addressed to directors or members at his or her addresses appearing on the records of the corporation, unless any such director or member shall have filed with the Secretary of the corporation a written request that notices intended for him or her be mailed to some other address, in which case the notice shall be mailed to the address designated in such request. Notice to directors may also be given by telephone or by telegram.

### Section 2.

Waiver. Whenever a notice is required to be given by any statute, the Certificate of Incorporation or these by-laws, a waiver thereof in writing, signed by the person or persons entitled to such notice, whether before or after the time stated thereon, shall be deemed equivalent thereto.

## ARTICLE VII OFFICERS

### Section 1.

Officers. The officers of the corporation shall be a President and one or more Vice Presidents, a Secretary and a Treasurer as elected by a majority vote of a quorum of the Board of Directors. Any two or more offices may be held by the same person when necessary.

### Section 2.

Term of Office; Removal. All officers shall hold office for such term as may be prescribed by his or her designated Director class. Any officer elected or appointed by the board may be removed with or without cause at any time by the board.

### Section 3.

Compensation. The compensation of all elected officers of the corporation shall be fixed by the Board of Directors, and the compensation of appointed officers and agents shall either be so fixed or shall be fixed by officers thereunto duly authorized.

### Section 4.

Vacancies. If the office of any officer becomes vacant for any reason, the Board of Directors may fill such vacancy. Any officer so appointed or elected by the board shall serve until and unless the individual is removed for cause,

or the individual's term expires.

Section 5.

The President. The President shall be the Chief Executive Officer of the corporation. He or she shall preside at all meetings of the membership and directors. He or she shall be ex-officio a member of all standing committees, have general and active management and control of the business and affairs of the corporation subject to the control of the Board of Directors, and shall see that all orders and resolutions of the board are carried into effect. The President shall execute in the name of the corporation all deeds, bonds, mortgages, contracts, and other instruments requiring a seal, under the seal of the corporation, except where required or permitted by law to be otherwise signed and executed and except where the signing and execution thereof shall be expressly delegated by the Board of Directors to some other officer or agent of the corporation.

Section 6.

The Vice President. The Vice President, if any, or, if there be more than one, the Vice Presidents, in the order of his or her seniority or in any other order determined by the board shall, in the absence or disability of the President, perform the duties and exercise the powers of the President, and shall generally assist the President and perform such other duties as the Board of Directors shall prescribe.

Section 7.

The Secretary. The Secretary shall attend all meetings of the board and all meetings of the members and record all votes and the minutes of all proceedings in a book to be kept for that purpose and shall perform like duties for the standing committees when required. He or she shall give, or cause to be given, notice of all meetings of the members and special meetings of the Board of Directors, and shall perform such other duties as may be prescribed by the Board of Directors or President, under whose supervision he or she shall act. The Secretary shall keep in safe custody the seal of the corporation and, when authorized by the board, affix the same to any instrument requiring it and, when so affixed, it shall be attested by his or her signature or by the signature of the Treasurer or an Assistant Secretary or Treasurer. He or she shall keep in safe custody the certificate books and stock bonds and such other books and papers as the board may direct and shall perform all other duties incident to the office of Secretary.

Section 8.

The Assistant Secretaries. The Assistant Secretaries, if any, in order of his or her seniority, shall, in the absence or disability of the Secretary, perform the duties and exercise the powers of the Secretary and shall perform such other duties as the Board of Directors shall prescribe.

Section 9.

The Treasurer. The Treasurer shall have the care and custody of the corporate funds, and other valuable effects, including securities, and shall keep full and accurate accounts of receipts and disbursements in books belonging to the corporation and shall deposit all moneys and other valuable effects in the name and to the credit of the corporation in such depositories as may be designated

by the Board of Directors. The Treasurer shall disburse the funds of the corporation as may be ordered by the board, taking proper vouchers for such disbursements, and shall render to the President and directors, at the regular meetings of the board, or whenever they may require it, an account of all his or her transactions as Treasurer and of the financial condition of the corporation.

Section 10.

The Assistant Treasurer. The Assistant Treasurers, if any, in the order of his or her seniority, shall, in the absence or disability of the Treasurer, perform the duties and exercise the power of the Treasurer and shall perform such other duties as the Board of Directors shall prescribe.

ARTICLE IX  
GENERAL PROVISIONS

Section 1.

Checks. All checks or demands for money and notes of the corporation shall be signed by the Treasurer and or Assistant Treasurer or such other person or persons as the Board of Directors may from time to time designate.

Section 2.

Fiscal Year. The fiscal year of the corporation shall be fixed by resolution of the Board of Directors.

Section 3.

Corporate Seal. The corporate seal shall have inscribed thereon the name of the corporation, the year of its organization and the words:

"Corporate Seal, Al Madany Islamic Center of Norwalk". The seal may be used by causing it or a facsimile thereof to be impressed, affixed, reproduced or otherwise.

ARTICLE X  
AMENDMENTS

Section 1.

Power to Amend. Only the Board of Directors shall have the power to amend, alter, or repeal these by-laws, and to adopt new by-laws, from time to time, by an affirmative vote of a majority of the Board such as constitutes a quorum, provided that notice of the proposal to make, alter, amend, or repeal the by-laws was included in the notice of the directors' meeting at which such action takes place.

Section 2.

Amendment Affecting Election of Directors. If any by-laws regulating the election of directors is adopted, amended or repealed by the board, there shall be set forth in the notice of the next meeting of board members for the election of directors the by-law so adopted, amended or repealed, together with a concise statement of the changes made. Only a majority of Directors designated as Class B Directors can amend or repeal sections herein pertaining to the election of Class B Directors.

ARTICLE XI  
INDEMNIFICATION

Indemnification of Directors and Officers. The Corporation shall indemnify each of its directors, officers, and employees whether or not then in service as such (and his or her executor administrator, and heirs), against all reasonable expenses actually and necessarily incurred by him or her in connection with the defense of any litigation to which the individual may have been made a party because he or she is or was a director, officer, or employee of the Corporation. The individual shall have no right to reimbursement, however, in relation to matters as to which he or she has been adjudged liable to the Corporation for negligence or misconduct in the performance of his or her duties, or was derelict in the performance of his or her duty as director, officer or employee by reason of willful misconduct, bad faith, gross negligence or reckless disregard of the duties of his or her office or employment. The right to indemnity for expenses shall also apply to the expenses of suits which are compromised or settled if the court having jurisdiction of the matter shall approve such settlement.

The foregoing right of indemnification shall be in addition to, and not exclusive of, all rights to which such director, officer or employee may be entitled by law or otherwise.

These bylaws were last revised on January 7, 2018. A history of changes is available as of this date through the Google Docs account of Farhan Memon ([farhan.memon@gmail.com](mailto:farhan.memon@gmail.com))

## EXHIBIT I

FARHAN MEMON

, a member of Al Madany Islamic Center of Norwalk, Inc. Request a special meeting of the Membership to discuss and vote on the removal of Niloy Shah as a Class A Director of Al Madany Islamic Center of Norwalk.

Y. M.

Date: 7/14/18



## EXHIBIT J



Farhan Memon <farhan.memon@gmail.com>

## Special Member's Meeting

khalid belhabib <khalid6909@live.com>

Mon, Jan 28, 2019 at 2:57 PM

To: "farhan.memon@gmail.com" <farhan.memon@gmail.com>

Sent from my iPhone

Begin forwarded message:

**From:** khalid belhabib <khalid6909@live.com>

**Date:** January 28, 2019 at 2:16:29 PM EST

**To:** "aamir.s.kadri@gmail.com" <aamir.s.kadri@gmail.com>, "vikar786@yahoo.com" <vikar786@yahoo.com>, "niloy.shah88@gmail.com" <niloy.shah88@gmail.com>, "mushter@gmail.com" <mushter@gmail.com>, "khursheedkhan1116@yahoo.com" <khursheedkhan1116@yahoo.com>, "kemal.cecunjanin@yale.edu" <kemal.cecunjanin@yale.edu>, "mivahora@gmail.com" <mivahora@gmail.com>, "ajja2112@gmail.com" <ajja2112@gmail.com>

**Subject:** Special Member's Meeting

Dear Aamir,

[Quoted text hidden]

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### 4 attachments

 **scan0003.pdf**  
1977K

 **ATT00001.htm**  
2K

 **Scan0001.pdf Mohmoud.pdf**  
101K

 **ATT00002.htm**  
1K

Dear Aamir,

I am writing to ask you as Secretary to schedule a special members meeting of Al Madany Islamic Center of Norwalk Inc. as required by our organization's bylaws. Art. II Sec. 4(2) states as follows: "Special meetings of the members, for any purpose or purposes, unless otherwise prescribed by statute or by the Certificate of Incorporation, may be called by submitting a request in writing to the Secretary of the Board signed by 1/3 of members have been in good standing at least one (1) year prior to the request."

Accordingly, please find attached requests from the requisite number of members.

The notice of this meeting should be given in accordance with the provisions of Art. II Section 4: "Notice of Special Meeting. Written notices of a special meeting of members, should state the place, date and hour of the meeting, the purpose or purposes for which the meeting is called and at whose direction it is being issued, shall be given personally or by mail to each member entitled to vote thereat, not less than 1 week nor more than 14 days prior to the meeting."

As a reminder, under Connecticut State Statute Sec. 33-1062 if you do not notice a meeting within 15 days of this communication then I or any other member can organize the meeting.

If you would like to discuss this matter, please feel free to contact us.

Sincerely,  
Azra, Mushter, Irfan, Khalid

## EXHIBIT K



Farhan Memon &lt;farhan.memon@gmail.com&gt;

## Special Members Meeting

Farhan Memon &lt;farhan.memon@gmail.com&gt;

Sun, Feb 17, 2019 at 3:02 PM

To: Aamir Kadri &lt;aamir.s.kadri@gmail.com&gt;

Cc: Niloy Shah &lt;niloy.shah88@gmail.com&gt;, "Mushter@gmail.com" &lt;Mushter@gmail.com&gt;, Azra A &lt;ajja2112@gmail.com&gt;, khalid belhabib, &lt;khalid6909@live.com&gt;, Kemal Cecunjanin &lt;Kemal.cecunjanin@yale.edu&gt;, "Khan, Khursheed" &lt;khursheedkhan1116@yahoo.com&gt;, vikar vahora &lt;vikar786@yahoo.com&gt;, irfan vahora &lt;mivahora@gmail.com&gt;

As Salaam Alaikum Aamir --

Last July, Moina and I asked for a special members meeting to discuss the issue of Niloy's status as a director of Al Madany. A meeting was scheduled and then cancelled as a result of your dispute with other Al Madany board members over this same issue. The board's rationale at the time was that the issue was moot since Niloy was no longer a director, and thus they deemed that a meeting was not necessary.

Given Judge Genuario's ruling re-installing Niloy as a Director the request for the meeting remains a standing issue. Khalid Belhabib re-presented the requests to you on January 28 and your obligation is to Notice a meeting. In fact your deadline to do so has passed, and any requestor, including me, now has the authority to call a meeting.

Anticipating your reaction, there is no shelf life or best before date to my request or that of the countless others you have received. They have never been withdrawn. Additionally there is no obligation to provide you with an "original" document. Additionally a special members meeting may be held on any issue unless it contravenes the bylaws. The bylaws are silent on the issue of removal of Directors by members, and in fact Connecticut statutes allow for a class of members to remove a director of that class. If you believe the request is defective it is your obligation as corporate Secretary to state this with specificity as to which request is deficient and in what manner. To date you have not done so.

I would also like to remind you that Al Madany has an obligation to hold an annual meeting before March 31. It is preferable that the special meeting take place before then.

To put it clearly on the record: your reluctance to deal with the Niloy issue is inexorably linked to your own controversial, and in my opinion, illegitimate appointment as a Director of Al Madany in contravention of our bylaws. If Niloy is removed by the membership you are concerned that the board majority you are now a part of will not hold power and that even that your own seat may be in jeopardy by a re-examination of how you came to be a Director last January. This concern is not unwarranted, and it is also why nepotism is in and of itself a corrupting force. It is a shame that you do not see that in relation to how you have dealt with this situation. However these are separate issues and need to be compartmentalized by you in relation to your current fiduciary responsibility as an Officer to the corporation and its members to notice a special members meeting.

As I see it there are three options available to you:

1. Immediately notice a Special Members Meeting so that it can be held promptly and this matter can be put to rest one way or another.
2. Since you have not noticed a meeting within the statutorily allocated time, any requesting member or members can organize the meeting. Niloy will undoubtedly challenge any negative decision that comes out of this meeting and another round of litigation will ensue at financial expense to Al Madany.
3. I or other members can petition the Superior Court to judicially order a special members meeting. I will dust off my law degree and represent myself, but once again this will incur legal fees for you and Al Madany. Nevertheless there will be certainty as to the validity of the meeting and its results.

You cannot deny that a significant portion of Al Madany's membership are deeply disturbed about Niloy's appointment and the entire manner in which this issue has been handled by you and other board members. You have had several opportunities to exercise leadership and demonstrate why the appointment of someone so inexperienced and unqualified should not be of concern.

This being said, if a majority of Al Madany's members want to be led by Niloy then that is a collective decision for the membership to make. Correspondingly I and other members will have to make individual decisions as to whether we want to remain in such a community.

In my opinion a meeting should be held no later than Saturday March 2. As such if I do not hear back from you by Thursday February 21, that you will notice a meeting, I will proceed according to a course I deem fit.

Please feel free to call me or e-mail should you wish to discuss this matter further.

Sincerely,

Farhan Memon  
203-517-6526



Farhan Memon &lt;farhan.memon@gmail.com&gt;

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**Special Members Meeting****Farhan Memon** <farhan.memon@gmail.com>

Sun, Feb 17, 2019 at 3:38 PM

To: Aamir Kadri &lt;aamir.s.kadri@gmail.com&gt;

Cc: Azra A &lt;ajja2112@gmail.com&gt;, Kemal Cecunjanin &lt;Kemal.cecunjanin@yale.edu&gt;, "Khan, Khursheed" &lt;khursheedkhan1116@yahoo.com&gt;, "Mushter@gmail.com" &lt;Mushter@gmail.com&gt;, Niloy Shah &lt;niloy.shah88@gmail.com&gt;, irfan vahora &lt;mivahora@gmail.com&gt;, khalid belhabib &lt;khalid6909@live.com&gt;, vikar vahora &lt;vikar786@yahoo.com&gt;

PS I also want to add that if we are able to agree on a date for the special members meeting my assumption is that we will be using the March 2018 voters list that was circulated. Additionally neither Niloy nor his father will be able to vote since it would be an obvious conflict of interest for them to do so.

FM

[Quoted text hidden]

—  
Best Regards,Farhan Memon  
203-517-6526 (cell)

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Read my blog: My Tech Day <http://mytechday.blogspot.com>

## EXHIBIT L





Gmail

Farhan Memon &lt;farhan.memon@gmail.com&gt;

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**Special Members Meeting**

Niloy Shah &lt;niloy.shah88@gmail.com&gt;

Mon, Feb 18, 2019 at 5:47 PM

To: Farhan Memon &lt;farhan.memon@gmail.com&gt;

Cc: Aamir Kadri &lt;aamir.s.kadri@gmail.com&gt;, "Mushter@gmail.com" &lt;Mushter@gmail.com&gt;, Azra A &lt;ajja2112@gmail.com&gt;, khalid belhabib &lt;khalid6909@live.com&gt;, Kemal Cecunjanin &lt;Kemal.cecunjanin@yale.edu&gt;, "Khan, Khursheed" &lt;khursheedkhan1116@yahoo.com&gt;, vikar vahora &lt;vikar786@yahoo.com&gt;, irfan vahora &lt;mivahora@gmail.com&gt;

ASA,

I believe that you were misinformed with whomever you spoke with. The board already discussed this matter at our last board meeting and is planning on having a special meeting in the near future.  
Details of the special meeting will follow in due time.

Best regards,

Niloy R. Shah

President, Al Madany Islamic Center of Norwalk

[Quoted text hidden]

## EXHIBIT M



Gmail

Farhan Memon &lt;farhan.memon@gmail.com&gt;

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**Special Members Meeting**

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Farhan Memon &lt;farhan.memon@gmail.com&gt;

Mon, Feb 18, 2019 at 6:06 PM

To: Niloy Shah &lt;niloy.shah88@gmail.com&gt;

Cc: Aamir Kadri &lt;aamir.s.kadri@gmail.com&gt;, "Mushter@gmail.com" &lt;Mushter@gmail.com&gt;, Azra A &lt;ajja2112@gmail.com&gt;, khalid belhabib &lt;khalid6909@live.com&gt;, Kemal Cecunjanin &lt;Kemal.cecunjanin@yale.edu&gt;, "Khan, Khursheed" &lt;khursheedkhan1116@yahoo.com&gt;, vikar vahora &lt;vikar786@yahoo.com&gt;, irfan vahora &lt;mivahora@gmail.com&gt;

As Salaam Alaikum Niloy

Thank you for your email response. However your answer is unacceptable.

Aamir Kadri as the Secretary had a statutory obligation to respond to the request by a specific date. He has not. A discussion to hold a special meeting in "the near future" with details to "follow in due time" does not meet the threshold requirement.

Furthermore as the subject of the Special Meeting you should recuse yourself completely from any discussion or planning of this meeting. In short you should be completely uninvolved except to address the members if you wish in defense of why they should not vote for the resolution as proposed.

Thus once again please provide me with a date on which you intend to send out a Notice. If I do not hear back from you affirmatively I will take actions that I deem proper as outlined in my previous email.

Thank you.

Farhan Memon

[Quoted text hidden]

[Quoted text hidden]



Farhan Memon &lt;farhan.memon@gmail.com&gt;

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**Special Members Meeting**

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Farhan Memon &lt;farhan.memon@gmail.com&gt;

Mon, Feb 18, 2019 at 6:08 PM

To: Niloy Shah &lt;niloy.shah88@gmail.com&gt;

Cc: Aamir Kadri &lt;aamir.s.kadri@gmail.com&gt;, "Mushter@gmail.com" &lt;Mushter@gmail.com&gt;, Azra A &lt;ajja2112@gmail.com&gt;, khalid belhabib &lt;khalid6909@live.com&gt;, Kemal Cecunjanin &lt;Kemal.cecunjanin@yale.edu&gt;, "Khan, Khursheed" &lt;khursheedkhan1116@yahoo.com&gt;, vikar vahora &lt;vikar786@yahoo.com&gt;, irfan vahora &lt;mivahora@gmail.com&gt;

PS. The "you" in my fourth paragraph refers to Aamir in his capacity as corporate secretary.

[Quoted text hidden]

## EXHIBIT N

## NOTICE OF SPECIAL MEMBERS MEETING

The membership of Al Madany Islamic Center of Norwalk will meet to discuss and vote on the resolution attached. You are eligible to vote in this meeting either by attending in person or providing a validly filled out proxy to your designee who must be eligible to vote in his/her own right.

**Date:** March 9, 2018

**Time:** 5:00 pm sharp

**Place:** Al Madany Islamic Center of Norwalk, 1 Union Park Norwalk CT

**Subject:** Removal of Niloy Shah as Director and President of Al Madany Islamic Center of Norwalk for failure to disclose felony theft conviction.

**Authority:**

In accordance with Al Madany's bylaws Section 4(2), Thirty-two (32) members of Al Madany who have been members for more than one year asked for a special meeting of the members in July 2017. They re-affirmed their request on January 28, 2019 after Al Madany's board failed to call a special members meeting on their own authority.

To date, Al Madany's Secretary, Aaamir Kadri has not sent out a notice as is required of him. Under Chap. 602 Sec. 33-1062 "If a call for such a special meeting is not issued within fifteen days after receipt of such members' request, such members may call the meeting."

As a member who made this request I am calling for the above referenced meeting.

Sincerely,

[electronically signed]

Farhan Memon

### **Member Resolution on Niloy Shah**

**Whereas** Al Madany's bylaws provide that "Special meetings of the members, *for any purpose or purposes*, unless otherwise prescribed by statute or by the Certificate of Incorporation, may be called by submitting a request in writing to the Secretary of the Board signed by 1/3 of members have been in good standing at least one (1) year prior to the request. (Art. II, Sec. 4 (2) emphasis added)

**Whereas** Niloy Shah, was elected as a Director of Al Madany at the Annual General Meeting held on April 21, 2018.

**Whereas** Niloy Shah was elected as President of Al Madany by a majority of the Board of Directors on July 5, 2018.

**Whereas** Niloy Shah was convicted April 3, 2014 of 3<sup>rd</sup> Degree Larceny, a felony conviction and sentenced to 1 year in prison (suspended) and three years probation.

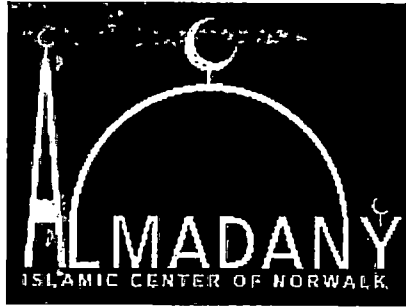
**Whereas** Niloy Shah did not disclose his larceny conviction to Al Madany's members before his election as Director and had a duty to do so

**Whereas** Niloy Shah did not disclose his larceny conviction to Al Madany's Board of Directors before his election as President and had a duty to so.

**Whereas** When asked about his larceny conviction Niloy Shah through his attorney provided an explanation that was not true.

**Whereas** The Great American Insurance group provides Employee theft coverage to Al Madany and as "mandatory recommendation" to Al Madany Islamic Center, Inc that Niloy Shah not serve on the Board or be an Officer. Further an exclusion endorsement that will exclude him from the theft coverage policy

**Be It Resolved That** that Niloy Shah is removed by the members of Al Madany as Director and President.



**VOTING MEMBER PROXY**  
**AL MADANY ISLAMIC CENTER OF NORWALK, INC.**

\_\_\_\_\_ the undersigned Voting Member ("Member") is entitled to vote at the Special Members Meeting of Al Madany Islamic Center of Norwalk, Inc.

The undersigned designates and appoints \_\_\_\_\_ (the "Proxy") as the Proxy for the Member.

By this designation of the proxy, the Proxy may attend and represent the Member with the full power to vote and act for the Member in the same manner, to the extent, and with the same effect as if the Member were personally present.

This designation of proxy shall be effective for the Special Members Meeting of the Al Madany Islamic Center of Norwalk, Inc. to be held on March 9, 2019, at 5:00 p.m. and all adjournments of such meeting.

The Proxy shall have the full power as the Member's substitute, to represent the Member and vote on all issues and motions that are properly presented at the meeting for which this designation of proxy is effective. The Proxy shall have the authority to vote entirely at the designation of the Proxy.

Date of Signing: \_\_\_\_\_

MEMBER:

\_\_\_\_\_

Print Name:



## EXHIBIT O



Gmail

Farhan Memon &lt;farhan.memon@gmail.com&gt;

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**Special Members Meeting**

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Farhan Memon &lt;farhan.memon@gmail.com&gt;

Sun, Feb 24, 2019 at 12:18 AM

To: Aamir Kadri &lt;aamir.s.kadri@gmail.com&gt;

Cc: Niloy Shah &lt;niloy.shah88@gmail.com&gt;, "Mushter@gmail.com" &lt;Mushter@gmail.com&gt;, khalid belhabib &lt;khalid6909@live.com&gt;, Azra A. &lt;ajja2112@gmail.com&gt;, irfan vahora &lt;mivahora@gmail.com&gt;, "Khan, Khursheed" &lt;khursheedkhan1116@yahoo.com&gt;, Kemal Cecunjanin &lt;Kemal.cecunjanin@yale.edu&gt;, vikar vahora &lt;vikar786@yahoo.com&gt;

As Salaam Alaikum Aamir,

Since I have not heard a response from you regarding my email of February 17, I have acted under my statutory authority as a member of Al Madany Islamic Center of Norwalk, Inc. and caused to be delivered the attached Notice of a Special Members meeting.

I look forward to your attendance at the meeting as Corporate Secretary of Al Madany.

Sincerely,

Farhan Memon

Dues paying Member of Al Madany Islamic Center of Norwalk for 11 years

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**3 attachments****Resolution on Niloy Shah Removal.pdf**

41K

**Al Madany Proxy Form (1).pdf**

34K

**NOTICE OF SPECIAL MEMBERS MEETING.pdf**

57K

**EXHIBIT P**



Farhan Memon &lt;farhan.memon@gmail.com&gt;

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**Special Members Meeting**

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**Aamir Kadri** <aamir.s.kadri@gmail.com>

Mon, Feb 25, 2019 at 11:38 AM

To: Farhan Memon &lt;farhan.memon@gmail.com&gt;

Cc: Niloy Shah &lt;niloy.shah88@gmail.com&gt;, "Mushter@gmail.com" &lt;Mushter@gmail.com&gt;, khalid belhabib &lt;khalid6909@live.com&gt;, Azra A &lt;ajja2112@gmail.com&gt;, irfan vahora &lt;mivahora@gmail.com&gt;, "Khan, Khursheed" &lt;khursheedkhan1116@yahoo.com&gt;, Kemal Cecunjanin &lt;Kemal.cecunjanin@yale.edu&gt;, vikar vahora &lt;vikar786@yahoo.com&gt;

ASA,

In response to your email. The board is already in the process for setting up a special meeting per the request of the community members. We are still in the process of reviewing the relevance of each petition. Once we set a date, you as a member will be notified, just like the rest of the community. Also our bylaws supersede any State statute, our bylaws allow for the Membership to request a meeting but ultimately it will be the Board to actually schedule it and what it will entail. As in your previous email, if you choose to continue to threat our Masjid and our community, you may do so, but we are acting in the best interest of the community, and always have.

Jazakullah.

Aamir Kadri  
Secretary  
Al Madany

[Quoted text hidden]



Farhan Memon &lt;farhan.memon@gmail.com&gt;

## Special Members Meeting

Farhan Memon <farhan.memon@gmail.com>

Mon, Feb 25, 2019 at 1:03 PM

To: Aamir Kadri <aamir.s.kadri@gmail.com>

Cc: Niloy Shah <niloy.shah88@gmail.com>, "Mushter@gmail.com" <Mushter@gmail.com>, khalid belhabib <khalid6909@live.com>, Azra A <ajja2112@gmail.com>, irfan vahora <mivahora@gmail.com>, "Khan, Khursheed" <khursheedkhan1116@yahoo.com>, Kemal Cecunjanin <Kemal.cecunjanin@yale.edu>, vikar vahora <vikar786@yahoo.com>

Wa laikum Salaam

Dear Aamir --

Rather than viewing my request for a special members meeting as a threat you should view it as an opportunity to hear from the membership on very important issues that a significant number feel strongly about. People are concerned about how you, Khursheed and Irfan were installed as board members and they are concerned about Niloy's dishonesty. Instead of dealing with these issues forthrightly you are defensively trying to protect your power. Allah only knows why, because neither you, Khursheed nor Niloy were involved in the mosque's affairs -- ever. It just seems to many of us as a dynastic model that is ultimately destructive to our community. As I have told you previously, I had no issue with any of you being board members I just disagree that you can be appointed by your fathers/brothers as though it is something that can be inherited. It is intrinsically wrong

Whether you agree with the above or not that is the perception. In the course of the past year you have not done anything to open up channels of dialogue with would persuade people that this isn't the case. You have insulted and disrespected the work of longstanding volunteers and tried to unilaterally change the culture of the masjid in ways that have caused our donor base to flee. No one understands your objectives or plans for our mosque which we spent years trying to establish. You have engendered a culture at our institution where members are bullied and threatened with violence with absolutely no consequences or comments. This is the type of behavior that rules places that our parents left to come to the United States. We cannot let the seeds of this behavior germinate here.

This being said, I disagree that our bylaws supercede the Connecticut statute. You have provided no legal authority to back up your contention. To be clear in the relevant part the statute states:

(2) if the members holding at least five per cent, or such other number or proportion as shall be provided in the bylaws, of all the votes entitled to be cast on any issue proposed to be considered at the proposed special meeting sign, date and deliver to the corporation one or more written demands for the meeting describing the purpose or purposes for which it is to be held. If a call for such a special meeting is not issued within fifteen days after receipt of such members' request, such members may call the meeting.

The only part that refers to the bylaws is the part that pertains to the number of members who can demand a meeting. The statute specifies five percent whereas our bylaws require 1/3 of the members who have been members for at least a year. Other than that the law applies.

Also you are incorrect when you state "it will be the Board to actually schedule it and what it will entail." The statute clearly refers to voting on issues ie "votes entitled to be cast". The board is not the sole decision making authority in our organization. You had 15 days to make a decision as to when to hold a meeting that date has come and gone.

As I noted from my previous email I have already sent out a Notice for a meeting for March 9, and I intend to ask the Court order a meeting on that date if you do not acknowledge its validity. I have asked your attorneys if they will accept service for my complaint to this affect.

The choice is really up to you. I would rather work with you, as I have always wanted to do, in setting up policies that re-enforce good governance within the organization. Let's stop wasting everyone's time and money and work together to build a stronger Muslim community in Norwalk.

Farhan Memon  
203-517-6526

## EXHIBIT Q



**Niloy Rahmani Shah**

Admin · March 4 at 6:21 PM

ATTENTION

ASA,

Some of you may have received a Notice for a Special Meeting of the Members to be held on Saturday, March 9th, 2019 at 5pm. We would like to reiterate that this is not a valid meeting. It has not been approved or called by the Board as per our bylaws and will hold no validity.

A true and valid Special Meeting of the Members that was previously communicated will be held March 31st, 2019. You will be receiving official Notice in the next couple of weeks.

We apologize for any confusion this may have caused.

Jazakallah Khair,

Niloy R. Shah

President,

Al Madany Islamic Center



You and Badrul Chowdhury

Haha

Comment

## EXHIBIT R





**Farhan Memon <farhan.memon@gmail.com>**

## Improper Usage

**Khan, Khursheed** <khursheedkhan1116@yahoo.com>

Thu, Mar 7, 2019 at 8:55 PM

To: farhan.memon@gmail.com

Cc: niloy.shah88@gmail.com, Kemal.cecunjanin@yale.edu, vikar786@yahoo.com, aamir.s.kadri@gmail.com, ajja2112@gmail.com, mushter@gmail.com, khalid6909@live.com, mivahora@gmail.com

**Salam Farhan.**

As you know, the board directed you to turn over the control over the email group that you improperly used to contact the community. It appears that you let another member also use the same email group improperly. Again, on behalf of the board, I demand to you relinquish control over the email group immediately to the board of Al Madany. You are to cease and desist using the email group for any purpose and you should immediately turn over control over the email group to the board of Al Madany. Should you have need to contact the community using an Al Madany email group, that can be arranged through the board.

In addition, as you know, anyone who seeks to use the facilities of Al Madany must receive permission from the board of Al Madany. You have not sought permission to hold your invalid 3/9 meeting at Al Madany.

Respectfully,

**Khursheed Khan**  
**Vice President**  
**Al Madany Board of Directors**

## EXHIBIT S

**From:** Gilbert, Morgan

**To:** Dan O'Connor <oconnord@SHOFFDARBY.COM>

**Subject:** RE: Al Madany Islamic Center of Norwalk, Inc - pol # PAC5021822-02

Hi Dan,

Thank you for your patience and for reaching out to us and making us aware of the situation. The insured does have Employee Theft coverage under the Signature Broadening Endorsement that covers both Officers and Board Members. Due to this coverage being in place, we are making a mandatory recommendation that Niloy Shah not serve on the Board or as an officer.

We will also be adding form CR 2501 that will exclude Niloy Shah from the policy.

Please let me know if you have any questions.

Thanks,

**Morgan Gilbert**, Underwriter | 312.385.4180 direct | [megilbert@gaig.com](mailto:megilbert@gaig.com)

## EXHIBIT T

**From:** Aamir Kadri <aamir.s.kadri@gmail.com>

**Date:** March 10, 2019 at 5:50:27 PM EDT

**To:** Mushter Moin <Mushter@gmail.com>

**Cc:** Irfan Vahora <mivahora@gmail.com>, Khalid Belhabib  
<khalid6909@live.com>, Azra A <ajja2112@gmail.com>, Kemal Cecunjanin  
<Kemal.cecunjanin@yale.edu>, Khursheed Khan  
<Khursheedkhan1116@yahoo.com>, Vikar Vahora <vikar786@yahoo.com>,  
Niloy Shah <niloy.shah88@gmail.com>

**Subject:** Re: Al Madany Special Members Meeting to Remove Niloy Shah

ASA,

The meeting that was held yesterday (3/9) lacked quorum and was invalid, so it has no effect. The process for the Special Meeting of the Members on 3/31 will be discussed at tonight's meeting. We look forward to your input at that time.

Jazakullah.

Aamir